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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(OS) 400/2024, I.A. 46295/2024, I.A. 15905/2025 & I.A. 15906/2025

MANAK CHAND TYAGI

.....Plaintiff

Through: Ms. Ruhi Ansari and Mr. Fatehh
Singh Majithia, Advs.

versus

VIJAY LAXMI TYAGI & ORS.

.....Defendants

Through: Mr. Praveen Mishra, Adv. for D-1, 2
& 4.

Mr. Rajesh Kumar, Mr. Mordhwaj
and Mr. Prashant Kumar, Advs. for
D-3.

Ms. Aakanksha Kaul and Ms. Ashima
Chopra, Advs. for D-5 & 6.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% **10.02.2026**

O.A. 105/2025 (by defendant nos.1, 2 & 4 for setting aside order dated 27.03.2025)

1. Mr. Praveen Mishra, learned counsel appearing on behalf of defendant nos.1, 2 and 4/appellant prays for time to assist the Court on the factual aspect of O.A.

2. At request, re-notify on 13.07.2026.

I.A. 15419/2025 (by plaintiff under Order XXVI Rule 2 read with Section 151 CPC for appointment of Local Commissioner)

3. The present application has been filed seeking appointment of a Local



Commissioner for recording of evidence.

4. Ms. Ruhi Ansari, learned counsel appearing on behalf of the plaintiff fairly states that issues have not yet been framed in the present matter, therefore, the present application is premature.

5. The application is, thus, dismissed as withdrawn.

VIKAS MAHAJAN, J

FEBRUARY 10, 2026

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